

The same rationale for double patenting applies to other claims.

Furthermore, there is no apparent reason why applicant would be prevented from presenting claims corresponding to those of the instant application in the other copending application. *In re Schneller*, 397 F.2d 350, 158 USPQ (CCPA 1968). See also MPEP § 804.

Claims 1-45 are rejected under the judicially created doctrine of obviousness double patenting over claims of U.S. patent No. 5,617,539.

The patent 5,617,539 claimed essentially all limitations of the present application except for the limitation of the video path being a UTP path. The UPT path is fully disclosed in the patent 5,617,539."

Although Applicants do not agree with either characterization by the Examiner, Applicants are filing a Terminal Disclaimer in this application (09/072,542) to obviate the Double Patenting rejection based on application 09/072,549 patent 5,617,539. This Terminal Disclaimer is attached to this Response. The filing of this Terminal Disclaimer should not be seen as an agreement with the Examiner's "double patenting/obviousness" conclusion. Rather, the Disclaimer is being filed to obtain early allowance of this application.

Moreover, Applicants assume that no prior art is deemed relevant by the Examiner (as none was cited) and that all the prior art from related patent 5,617,539 as well as the prior art in other related patents and applications (as submitted on December 7, 1999 with the IDS attached to this Office Action), has been reviewed and that this application is now allowable.

Accordingly, in view of the above remarks, it is submitted that this application is now ready for allowance. Early notice to this effect is solicited.

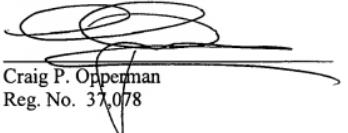
A handwritten mark, possibly a signature, consisting of a stylized letter 'B' with a horizontal line extending from its bottom.

If in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned at (650) 843-5000.

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